





STATE OF MONTANA



Tribbles are harmless, small, spherical, hairy animals that multiply at alarming rates if able to find the necessary food...



Titles are huge, scary, government forms that cause headache, indecision, consternation and other discomfort when presented to a notary public...

NOT!!!!

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So...

What *is* the trouble with titles?

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TYPICAL ISSUES

1. Tiny spaces
2. Name incorrect
3. No ID
4. Name on title doesn't match ID
5. Owner's name has changed

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TYPICAL ISSUES (cont.)

6. Title has one or more liens listed
7. Deceased owners – (death certificate)
8. Multiple owners
9. Customer has already signed
10. Transfer ownership from divorced spouse

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TYPICAL ISSUES (cont.)

11. Notarial block already completed
12. Names spelled wrong
13. Owner is a child
14. Owned by business
15. Signer has POA, Trust, Guardianship Authority

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TYPES of ISSUES

- **Non-Issues**
- **TRB Issues**
- **Customer Issues**
- **Notary Issues**

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NON- ISSUES

- **Tiny spaces** - *deal with it*
- **Owner is a child** – *age is irrelevant*
- **Liens** – *ignore - not your concern*

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TRB ISSUES

- **Name on title is spelled wrong**
- **Name on title is incorrect**

A Notary Cannot Fix These Problems

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Handling TRB Issues

- Send customer to County Treasurer's Office

OR

- Have customer contact TRB directly

1003 Buckskin Dr.
Deer Lodge MT 59722
(406) 444-3661

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CUSTOMER ISSUES

No Satisfactory ID

- Use Credible Witness
 - *Must be in notary's physical presence*
 - *Must personally know the signer*
 - *Must be personally known to, or properly identified by, notary*
 - *Cannot be a party to, or beneficiary of, transaction*

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CUSTOMER ISSUES

Transfer Ownership *From* Divorced Spouse

- *As a notary, you do not know what is needed to accomplish this*
- *You may notarize the signature of the person personally appearing to you*
- *Questions should be referred to the County Treasurer's Office or TRB*

CUSTOMER ISSUES

Deceased Owner

- Signer has death certificate
 - *Death certificate does not constitute "identification"*
 - *Signer must have documentary proof of authority to sign on behalf of estate – Executor, Personal Representative, etc.*
 - *Power of Attorney is not acceptable!*

Handling Customer Issues

- **Be aware of what you can and cannot do!!**
- **Don't give legal advice** (unless you're a lawyer)
- **Be professional** – (help if you can)
- **Don't buy into customer's drama**

NOTARY ISSUES

- **Customer has already signed**
- **Notarial block already completed**
- **Multiple owner issues**
- **Name doesn't match**
- **Vehicle is owned by business or signer has POA, Probate, Trust, or Guardianship Authority**
- **Old titles**

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NOTARY NAME ISSUES

- **Names don't exactly match**
- **Owner's name has changed**
- **Title issued to business**
- **Signer has POA, Probate, Trust, or Guardianship Authority**

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NOTARY NAME ISSUES

Names Don't Exactly Match

- **ID Issue**
 - Request additional IDs
 - Refuse if not satisfied
- **Name Change (marriage/divorce, etc.)**
 - Connect the dots
 - Copy of marriage certificate
 - Copy of divorce decree
 - Copy of name change order

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NOTARY NAME ISSUES

Title Issued to Businesses

Signer has POA, Probate, Trust, or Guardianship Authority

- **All Representative Capacity Signers**
 - *Verify identity, capacity, and authority of signer*
 - *Complete notarial block appropriately*

NOTARY SPACE ISSUES

- **Customer has already signed**
- **Notarial block already completed**
- **Multiple owners** – *not enough room*

NOTARY SPACE ISSUES

Customer Has Already Signed

- **Have customer re-sign in your presence**
 - Use space beside previous signature
 - Do not cross out first signature
- **Have customer complete MV100** – *(sample provided)*

NOTARY SPACE ISSUES

Notarial Block Already Completed

- **If completed by previous notary - Use MVD loose certificate**
 - *Indicate notarization attached*
 - *Put note in journal*
- **If completed in error – line through, initial, use MVD loose certificate and attach MV100** *(completed by whomever made mistake)*

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NOTARY SPACE ISSUES

Multiple Owners – Not Enough Room

- **Use loose certificate** – *(sample provided)*
 - Use only form required by MVD
 - Indicate “Notarization for _____ attached.”
 - Make note in your journal

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MISC. NOTARY ISSUES

- **Multiple owners - *not all signers present***
- **Old Titles**

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MISC. NOTARY ISSUES

Multiple Owners – Not All Signers Present

- **No problem – just notarize for the person(s) appearing before you**
 - *Enter the word “only” after signer’s name in notarial block*
 - *Indicate you only notarized for just one of the owners in your journal*

[illegible][illegible]

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MONTANA MOTOR VEHICLE TITLE (Really) Old Version *Issued before 2008*

The Pre-printed Notarial Block is not statutorily compliant

- Does not have a venue
- Does not have space for name of signer
- No room for seal/stamp

You must correct these deficiencies!!!!

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MONTANA MOTOR VEHICLE TITLE (Really) Old Version *Issued before 2008*

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MISC. NOTARY ISSUES

New Titles – *issued after 2010*

- **Signature - “Signed”**
- **You do not have to re-enter the information contained in your stamp**
 - Draw line to indicate spaces were not unintentionally left blank or overlooked

Handling Notary Issues

[illegible]

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- ✓ **Take Your Time**
- ✓ **Remember Your Training**
- ✓ **Use Your Tools**

STAY IN THE PLACE AND AVOIDANCE OF EXCESSIVE ACCIDENTS WITH THE RULES

Then...



**MONTANA
MOTOR VEHICLE TITLES**

ARE NO “TRIBBLE” AT ALL!

STAY IN THE PLACE AND AVOIDANCE OF EXCESSIVE ACCIDENTS WITH THE RULES
